IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 24TH OCTOBER 2007 / 2ND KARTHIKA 1929

WP(C).No. 31448 of 2007(R)

PETITIONERS:

1. WILLSON CHIRAYATH, VICE PRESIDENT,
   THRISSUR HOUSE CONSTRUCTION CO-OPERATIVE SOCIETY
   LTD NO.R-1107, THRISSUR.

2. DR.JUSTIN GEORGE, MEMBER, MANAGING
   COMMITTEE, THRISSUR HOUSE CONSTRUCTION
   CO-OPERATIVE SOCIETY LTD. NO.R-1107, THRISSUR.

3. SANTHOSH KATTOOKARAN, MEMBER,
   MANAGING COMMITTEE, THRISSUR HOUSE CONSTRUCTION
   CO-OPERATIVE SOCIETY LTD NO.R-1107, THRISSUR.

4. RAJU MULACKAN, MEMBER, MEMBER,
   MANAGING COMMITTEE, THRISSUR HOUSE CONSTRUCTION
   CO-OPERATIVE SOCIETY LTD NO.R-1107, THRISSUR.

BY ADV. SRI.C.D.DILEEP

RESPONDENTS:

1. THE JOINT REGISTRAR, CO-OPERATIVE
   SOCIETIES (GENERAL), THRISSUR.

2. THE ASSISTANT REGISTRAR,
   CO-OPERATIVE SOCIETIES (GENERAL),
   THRISSUR.

3. JAMES PELLISSERY, PRESIDENT,
   THE THRISSUR HOUSE CONSTRUCTION CO-OPERATIVE
   SOCIETY LTD NO.R-1107, THRISSUR.

4. THE SECRETARY, THE THRISSUR HOUSE CONSTRUCTION CO-OPERATIVE SOCIETY LTD NO.R-1107, THRISSUR.

R1 & R2 BY GOVT.PLEADER SMT.ANU SIVARAMAN.
R3 BY ADVS.GEORGE JACOB (JOSE) & RESHMI POULOSE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No.31448 of 2007-R

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Dated this the 24th day of October, 2007.

JUDGMENT

1. The petitioners allege that they have given notice to make a no confidence motion against the 3rd respondent. Following receipt of that notice, on 4-10-2007, the competent authority has promptly issued notice convening the meeting, to be held on 26-10-2007. On the basis of these facts, I do not find that any directions are needed to be issued because, the courts are not to assume that the officials would not act in accordance with law. No writ would issue except in cases where it is warranted by a situation that is demonstrated, at least, on a strong prima facie manner. Adv. Sri.George Jacob (Jose) through Adv. Ms.Reshmi Poulose submits on behalf of the 3rd respondent that the meeting has been duly scheduled and

the allegations made against the 3rd respondent in the writ petition are baseless. The learned Government Pleader submits that necessary action has been taken in accordance with statutes to hold the meeting. This is recorded. Under such circumstances, this writ petition is closed.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/